

REMARKS

The present Amendment is submitted in response to the Notice of Allowance mailed July 6, 2005. In that communication, the Examiner alleged that Raymond C. Stewart approved certain changes to the claims in a telephonic interview on June 28, 2005. This is completely erroneous. *Neither Raymond C. Stewart nor anyone associated with Birch, Stewart, Kolasch & Birch, LLP approved the Examiner's Amendment on that date or on any other date.*

Incidentally, it is noted that the changes in question do not appear to make sense grammatically: "A catalyst of Formula (II) ... [which is an organic compound] ... consisting of a metallic compound". How can an organic compound "consist of" a metallic compound?

Rather than petition for withdrawal of the Examiner's Amendment, however, in the spirit of compact prosecution, Applicants propose the present further amendment of the claims. The present amendment finds ample basis in the specification, for instance in the first paragraph on page 21 of the specification, which teaches: "According to the invention, a promoter (co-catalyst) can be used in combination with the cyclic imide compound. Such promoters include, for example, metallic compounds."

Inasmuch as the present Amendment raises no new issues and simply serves to clarify the *unauthorized* Examiner's Amendment, entry of this Amendment is respectfully solicited.

The Amendment filed on May 13, 2005 amended the title of the invention to CATALYST COMPRISING A CYCLIC IMIDE COMPOUND. The Examiner is respectfully requested to re-issue the Notice of Allowance with the correct title as amended.

Should there be any outstanding issues that need to be resolved in the present application, the Examiner is respectfully requested to contact Raymond C. Stewart (Reg. No. 21,066) at (703) 205-8012.

Application No. 10/092,554
Amendment dated August 15, 2005
After Allowance Under 37 C.F.R. 1.312

Docket No.: 3273-0153P

In the event the U.S. Patent and Trademark Office determines that an extension is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 02-2448 referencing docket no. 3273-0153P.

Dated: August 15, 2005

Respectfully submitted,

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